

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

KRAFT FOODS GLOBAL, INC., THE)	
KELLOGG COMPANY, GENERAL)	
MILLS, INC., and NESTLÉ USA, INC.,)	
)	
Plaintiffs,)	No. 1:11-cv-08808
)	
v.)	Judge Steven C. Seeger
)	
UNITED EGG PRODUCERS, INC.,)	
UNITED STATES EGG MARKETERS,)	
INC., CAL-MAINE FOODS, INC., and)	
ROSE ACRE FARMS, INC.)	
)	
Defendants.)	

PLAINTIFFS' SUPPLEMENTAL PRELIMINARY JURY INSTRUCTION

Based on the Court's ruling regarding the instructions the Court intends to use prior to the presentation of evidence (Dkt. 358), Plaintiffs propose one additional non-substantive instruction.¹

This case involves events from many years ago. To lessen the chance that jurors may speculate as to why this case is being tried now, Plaintiffs suggest the Court use the following instruction:

The evidence in this case concerns events that occurred many years ago. The Plaintiffs filed their civil lawsuit in a timely fashion. It is through no fault of the parties that this case was brought to trial no earlier than now.

October 15, 2023

Respectfully submitted,

***Counsel for Plaintiffs Kraft Foods Global, Inc.,
General Mills, Inc., Nestlé USA, Inc. and The
Kellogg Company***

¹ As to the substantive instructions, Plaintiffs have already stated their objections to references to "reasonableness" and their preference for Instruction 5. Plaintiffs acknowledge the Court's ruling and preserve their previously stated objections.

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